



Re: Patent Application in USA
for "Dichroic Polarizer"
Serial No. 09/485,329
in the name of P.Lazarev et al.

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SC4-BIOLOGY 8/23/2001
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DECLARATION

1. I, Alla Y. Sakharova, Portfolio Manager for Optiva, Inc. at 377 Oyster Point Blvd, Unit 13, South San Francisco, CA 94080, USA, do hereby declare that we filed a U.S. Patent Application Serial No. 09/485,329 (based on PCT/RU98/00251 filed August 11, 1998) for the invention entitled "Dichroic Polarizer" in the name of Pavel Ivanovich LAZAREV; Sergei Vasilievich BELYAEV; Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN.
2. We prepared Declaration of the inventors signed by Pavel Ivanovich. Signatures of Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN were missing as they were not working for the subcontracting Moscow company ZAO "Quanta Invest" anymore.
3. We prepared and on March 6, 2000 we mailed letters to Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN (Exhibit 1) with our request to sign the attached documents for the filing of the above mentioned Patent Application to U.S. Patent Office. In each mail we enclosed an Assignment of Invention, Declaration and Power of Attorney to be signed by Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN and also a copy of PCT Application (PCT/RU98/00251) as it was filed to U.S. Patent Office.
4. In response to our letter we received an email message from Sergei Vasilievich BELYAEV (Exhibit 2) on March 23, 2000.
5. On March 27, 2000 we prepared and mailed another letter to Sergei Vasilievich BELYAEV (Exhibit 3). Enclosed were an Assignment of Invention, Declaration and Power of Attorney to be signed by Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN and a copy of PCT Application (PCT/RU98/00251) as it was filed to U.S. Patent Office – as from the email message that we received on March 23, 2000 it was not obvious that an Assignment of Invention, Declaration and Power of, and a copy of PCT Application (PCT/RU98/00251) were received with our previous package addressed to them.
6. On April 3, 2000 we received an email message from by Sergei Vasilievich BELYAEV which is attached as Exhibit 4.
7. On May 9, 2000 we prepared and mailed a letter with set of documents enclosed which are relevant to the filing of the U.S. Patent Application Serial No. 09/485,329 (Exhibit 5). It contained the previous correspondence with Sergei Vasilievich BELYAEV with confirmation of receipt; the signed Assignment Deed together with its English translation which states that on August 11, 1997 all the inventors had assigned all their rights for the invention in question to the ZAO "Quanta Invest", the assignee of the priority patent in Russia; and the Assignment Deed signed by ZAO "Quanta Invest" which states the assignment of all rights to the invention in question to OPTIVA, Inc. All above listed documents which were attached to our letter dated May 9, 2000 are attached as Exhibits to the Declaration of Gorodissky & Partners.

8. In response to our letter of May 9, 2000 we received an email message from Sergei Vasilievich BELYAEV (Exhibit 6) on May 28, 2000.
9. On June 19 we prepared and mailed a letter to Sergei Vasilievich BELYAEV. A copy and delivery confirmation receipts of July 15, 2000 are attached as Exhibit 7.
10. To the best of my knowledge there was no other response, and there was no other correspondence or contact with by Sergei Vasilievich BELYAEV or Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN or any of their representatives.
11. To the best of my knowledge here are the last known addresses of Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN

Dr. Sergei V. BELYAEV
Russia, 141700, Moscow region,
Dolgoprudny, prospect Patsaeva, d.14, kv.77

Mr. MALIMONENKO Nikolai V.
Russia, 141730, Moscow region, Lobnya,
ul.Lenina, d.6-3, kv.18

Mr. MIROSHIN Alexandr A.
Russia, 125502, Moscow,
ul.Petrozavodskaya, d.17, korp.2, kv.152

It is requested hereby that the above patent application and the accompanying documents be accepted without the original signatures of Sergei Vasilievich BELYAEV, Nikolai Vladimirovich MALIMONENKO, and Alexandr Alexandrovich MIROSHIN on the Declaration and Power of Attorney.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

Signed this third day of August, of the year two thousand and one



Alla Y Sakharova